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IN THE UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF CALIFORNIA

JAMES R. HUCK dba HUMAN RESOURCES INTERNATIONAL, Plaintiff, v. PFIZER INC, A DELAWARE CORPORATION, DOES 1 THROUGH 50, INCLUSIVE, Defendants.	Civil No. 08cv1277 L (ABJ) **JOINT MOTION TO CONTINUE EARLY NEUTRAL EVALUATION CONFERENCE TO OCTOBER 7, 2008** Currently Scheduled ENE: September 16, 2008, 10:00 a.m. Hon. Anthony J. Battaglia

Following the Court's Order to Continue the Early Neutral Evaluation Conference dated August 14, 2008, counsel for all parties jointly move to further continue the ENE for a short time. Defendant contacted chambers and was informed that Tuesday, October 7, 2008, at 1:30 p.m., is available. Accordingly, the parties request the Court continue the ENE to October 7, 2008, at 1:30 p.m.

KAYE SCHOLER LLP

The motion is made (1) to accommodate the schedule of defendant's intended party participant, whose attendance at the ENE would be most conducive to its success, and who is not available on the currently scheduled date, and (2) in light of continuing discussions and exchange of information between the parties. The parties have been engaging in productive discussions and information exchange, and the additional time for further exchange will enhance the efficacy and efficiency of the ENE. The parties remain committed to an ENE that is as meaningful and productive as possible.

The parties further request the current deadlines to file their briefs be extended. Plaintiff's brief will be due September 18 and Defendant's brief will be due September 26, 2008, which will have them in the Court's possession the same amount of time in advance as under the current schedule.

DATED: August 27, 2008

KAYE SCHOLER LLP

By: /s/ Jonathan Rotter

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Attorneys for Defendant
Pfizer Inc

DATED: August 27, 2008

SOLOMON WARD SEIDENWURM & SMITH, LLP

By: /s/ Thomas Landers

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Attorneys for Plaintiff
James R. Huck

CERTIFICATE OF SERVICE

I hereby certify that on the 27th day of August, 2008, I will electronically file the foregoing with the Clerk of the Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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